

NATIONAL COMPANY LAW APPELLATE TRIBUNAL, NEW DELHI

Company Appeal (AT) (Insolvency) No. 139 of 2018

IN THE MATTER OF:

Vishal Vijay Kalantri

...Appellant

Vs

DBM Geotechnics & Constructions Pvt. Ltd. & Anr.

....Respondents

Present:

For Appellant: Mr. A. K. Ganguli, Sr. Advocate with Mr. Anil Kaushik, Mr. Alok Kumar, Mr. Akhil Sarathy and Mr. Abhishek Mishra, Advocates.

For Respondents: Mr. Sachin More, Ms. Vanita Bhargawa, Mr. Aseem Chaturvedi, Ms. Wamika Trehan and Mr. Zakarius Joseph, Advocates for R-1.

Mr. Kunal Vajani, Mr. Paras Anand and Ms. Harsha Satyakam, Advocates for Resolution Professional.

Ms. Nina R. Nariman and Ms. Geetika Kapur, Advocates for Intervener.

O R D E R

03.05.2018: Notice has been served. Learned counsel for the Respondents including the Resolution Professional are allowed time till 7th May, 2018 to file reply affidavit. Rejoinder, if any, may be filed by the Appellant within a week thereof.

Ms. Nina R. Nariman, Advocate submits that she wants to intervene on behalf of M/s Lionforge Fracht Veranstalter Pvt. Ltd., who was interested to take over the Corporate Debtor in terms of the scheme as was approved by the High Court. She further states that if so necessary the intervener may file resolution plan before the Resolution Professional.

Taking into consideration the fact that M/s Lionforge Fracht Veranstalter Pvt. Ltd. intended to take over the Corporate Debtor in terms of the scheme approved by the High Court, we allow her to intervene. Liberty is also given to

the Intervener to file resolution plan before the Resolution Professional. Intervention Application be filed within a week after serving the copy to the Appellant and the Respondents. Reply, if any, may be filed by the Appellant within a week thereof.

Post this appeal 'for admission' on **23rd May, 2018**.

[Justice S. J. Mukhopadhaya]
Chairperson

[Justice Bansi Lal Bhat]
Member (Judicial)

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